

RESOLUTION NO. 3657

BE IT RESOLVED by the City Council of the City of Lodi:

Section 1. That the settlement of the suit filed on behalf of the City of Lodi against Edgington Oil Company, in the case of the State of California, et al. v. Standard Oil Company of California. et al., Civil Action No. 51107, as set forth in the Settlement Agreement dated _____, 1972, entered into on behalf of the City of Lodi by its counsel is hereby authorized, approved and ratified.

Section 2. That Henry A. Graves, City Manager, be and he is hereby authorized to execute and deliver the Final Release approved by its counsel (Exhibit C to the Settlement Agreement) and cause the suit to be dismissed without prejudice, each party to bear its own costs and attorneys' fees.


Dated: July 26, 1972

I hereby certify that Resolution No. 3657 **was** passed and adopted by the City Council of the City of Lodi in an adjourned regular meeting held July 26, 1972 by the following vote:

Ayes: Councilmen - HUGHES, KATNICH, PINKERTON,
SCHAFFER and EHRHARDT

Noes: Councilmen - None

Absent: Councilmen - None


Bessie L. Bennett
Bessie L. Bennett
City Clerk

3657

1 EVELLE J. YOUNGER, Attorney General
2 of the State of California
3 MICHAEL L. SPIEGEL
4 CAROLE A. KORNBLUM
5 RICHARD N. LIGHT
6 Deputy Attorneys General

7 6000 State Building
8 San Francisco, Calif. 94102
9 (415) 557-3415

10 Attorneys for Plaintiffs

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 IN RE COORDINATED PRETRIAL
14 PROCEEDINGS IN WESTERN LIQUID
15 ASPHALT CASES

Master File No.
50173 RES Civil

16 THIS DOCUMENT RELATES TO:

17 THE STATE OF CALIFORNIA, et al.,
18 Plaintiffs,

Civil Action No.
51107

19 v.

20 STANDARD OIL COMPANY OF CALIFORNIA.
21 et al.,

FINAL RELEASE

22 Defendants.

23 FOR VALUABLE CONSIDERATION, the receipt of which is
24 hereby acknowledged, the City of Lodi

25 acting by and through its duly authorized undersigned officer,
26 does hereby release and discharge Edgington Oil Company, and
27 the present and former officers, directors, employees, agents,
28 attorneys, subsidiaries, affiliates, and successors of such
29 company, from any and all claims and demands of whatever nature
30 anticipated or unanticipated, known or unknown, as indicated
31 below:

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1.

1 1. All claims and demands based in whole or in part
2 on the facts, or any of them, asserted in the complaint or
3 other pleadings, records or documents in the case of the State
4 of California. et al. v. Standard Oil Company of California,
5 et al., Civil Action No. 51107.

6 2. All claims and demands based upon monopolization,
7 attempt to monopolize, conspiracy to monopolize, conspiracy or
8 combination in restraint of trade, and unfair competition, in
9 connection with the manufacture, marketing and sale of liquid
10 asphalt up to and including the date of this release.

11 3. Any and all claims and demands arising out of,
12 or by virtue of, any alleged violations of the laws or regula-
13 tions of the United States Government, or any agency thereof,
14 or the laws of any of the several states or political divisions
15 thereof, or any agency thereof, in connection with the manu-
16 facture, marketing and sale of liquid asphalt up to and includi
17 the date of this release.

18 This release is not intended to and does not release
19 or in any way narrow any claims against any other person or
20 entity, including any other defendant named in the case cited
21 above.

22 Executed this 26th day of July, 1972.

23 CITY OF LODI
24 Henry A. Graves, City Manager

25 By _____
26 'Its Duly Authorized Officer

27 _____
28 Attorney
29
30
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